

Executive Committee Meeting Minutes

Wednesday, May 22, 2019

**11:30pm – 12:30pm
American Red Cross
3950 Calle Fortunada
San Diego, CA 92123**

Members Present

Chair Joe Craver
2nd Vice Chair Taura Gentry
Doug Case
Mary O'Tousa
Maria Nieto-Senour

Members Absent

1st Vice Chair Brandon Hilpert

Staff Present

Sharmaine Moseley, Executive Director, CRB

SDPD Present

Mark Bennett, Lieutenant, San Diego Police Department
Paul Phillips, Lieutenant, San Diego Police Department

- I. CALL TO ORDER/WELCOME: 11:33 a.m.
- II. PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES: Chair Joe Craver waived the reading of the purpose of the Community Review Board on Police Practices because no one from the public was present.
- III. PURPOSE OF THE EXECUTIVE COMMITTEE: Chair Joe Craver waived the reading of the purpose of the Executive Committee because no one from the public was present.
- IV. APPROVAL OF EXECUTIVE COMMITTEE MEETING MINUTES FROM MARCH 20, 2019: Mary O'Tousa moved for the Committee to approve the meeting

minutes of March 20, 2019. Maria Nieto Senour seconded the motion. The motion passed with a vote of 5-0-0.

Yays: Chair Joe Craver, 2nd Vice Chair Taura Gentry, Doug Case, Mary O'Tousa, Maria Nieto-Senour

Nays: None

Absent: 1st Vice Chair Brandon Hilpert

V. SAN DIEGO POLICE DEPARTMENT REPORT

- Case load for CRB (Category I, Discipline Reports, Officer-Involved Shooting Cases, In-Custody Death Cases) – Lt. Paul Phillips reported that there is one carryover case on the agenda. There are 2 in-custody death cases coming down the pipeline within the next week or two for the CRB Teams.

Executive Director Sharmaine Moseley reported that there are 2 cases on the Closed Meeting agenda. The Committee discussed the possibility of changing the start the time for the Closed Meeting from 4pm to 4:30pm. The Committee agreed to change the Closed Meeting time on May 28 to 4:30pm – 5:30pm. If the Teams add more cases on the shelf by the end of the week, the start time on the agenda will go back to 4pm.

- Shared Database Update – Lt. Paul Phillips handed over to the Executive Director Sharmaine Moseley, the disk of complaints from IAPRO. Internal Affairs is still working on getting the Executive Director direct access, however, in the meantime, an updated copy of complaints will be given to the Executive Director. On all cases, the default categorization is informal which changes as the investigations go through the process. It can take a day or months for it to change from informal.

On Sharepoint Sonja Mack has an extra column which IA does not have regarding cases that are closed and opened. There are at least 100 cases that are closed.

- IA Logistics – Lt. Paul Phillips reported that Sgt John Denny is new to IA. He is coming from Northern and taking Sgt. John Hughes' spot.
- Joint Complaint Form Status – The Captain made one minor change and legal approved it. Once that is done, it will be sent to the Executive Director. Executive Director Moseley asked 2nd Vice Chair Taura Gentry about the resource card. 2nd Vice Chair Gentry reported that she needs to find out who will do the card. She explains that the card will be handed out to individuals so that the individual will be

aware of what happens next in process. There was discussion as to what the Chief agreed to put on the back of the complaint form. 2nd Vice Chair Gentry stated that the card is separate from the form. Lt. Bennett stated that the form goes to all the officers. The Committee discussed the complaint form process. When the complainant files a complaint, the officer will take a picture of the form and enter it into the blue team. If the complainant calls to file a complainant, the Sgt will fill out the form, enter it into blue team and send the form to the complainant. Chair Joe Craver stated that the resource card item is resolved.

VI. Agenda Plan for May 28, 2019 Open Session Meeting (Chair Joe Craver)

A. Approval of April Meeting Minutes

- B. Educational Topic – “Mid-City Division Community Relations Officers” 2nd Vice Chair Taura Gentry reported that Community Relations Officers Jenny Hall, Terry Hoskins, and Danny Medina will present. We will give them 15 minutes for the presentation and 5 minutes for questions from the Board only.

The Committee agreed to delete Item A “Election of Ad Hoc Nominating Committee Members” from the agenda, since that was done at the last Open Meeting of the Board. The agenda will be renumbered.

Rules Committee Chair Doug Case will present all the action items on the agenda that were from the Rules Committee. The agenda will be revised to reflect Committee Chair Cases’ name next to the items.

- C. New Business – Motion for Board to discuss and approve proposed Operational Standing Rule on Review of Shooting Review Board Reports
- D. New Business – Motion for Board to discuss and approve amendment to Bylaws Article II on Purpose and Objectives
- E. New Business – Motion for Board to discuss and approve amendment to Bylaws Article III Section 3A on Voluntary Resignation
- F. New Business – Motion for Board to discuss and approve amendment to Bylaws Article III Section 3B on Removal for Cause
- G. Committee Reports (2 mins each)

Outreach Committee Chair O’Tousa suggested that instead of next scheduled meeting date, it should read “Update on 5/24 Meeting.”

Rules Committee Chair Case asked if we were able to confirm the next meeting date. The Committee invited POA representative and SDPD City Attorney to the meeting. Executive Director Moseley will follow-up with Captain Morris.

Recruitment and Training Committee Chair Nieto-Senour asked if the Committee scheduled its next meeting. Executive Director Moseley responded that it will take place on 6/18 at 10am.

Red Binder Committee Chair said that the Committee will meet with the City's IT person on 6/5 at 10am. He asked for staff to have the CRB Handbook ready for the Open Meeting.

Outreach Committee Chair O'Tousa confirmed the Coopers Juneteenth Celebration was on June 15. She also reminded the Committee to add a Board action for the Municipal Case Law that the Board wanted to send a letter to the City Attorney requesting a review. The code is outdated and not consistent with current Supreme Court decisions. The action item will be added to the agenda.

Executive Director Moseley suggested that the Board add to the agenda a discussion/action item regarding the renewal of the contract for the CRB's Outside Counsel. The CRB's Outside Counsel does not work for the City and is independent. She is a partner with Devaney Pate Morris Cameron LLC. The Committee agreed to add this item to the agenda.

VII. EXECUTIVE COMMITTEE UPDATE/DISCUSSION ITEMS

- A. June 15 Special Meeting – Proposed Training of CRB on Case Review and Presentation Procedures & Policy Perjury Panel – The June 15th Special Meeting will be rescheduled to after June 24th.
- B. Board Member Vacancies – The CRB has 2 vacancies and no representative from District 8.
- C. Update on Case Review (Number of Cases, Teams, Timeline) – Team 2 has the 1st Category 11 case. Team 4 received a large officer-involved shooting case, so the Team will not receive any new cases until further notice. The Chair and 1st Vice Chair will be assigned to Team 4 to assist with the case review.
- D. Planning for 30th Anniversary Reception
- E. Executive Committee Meeting Schedule – The next meeting date will be June 19.

VIII. ADJOURNED: 12:23 p.m.